

CITY COUNCIL, CITY OF LODI  
CITY HALL COUNCIL CHAMBERS  
AUGUST 16, 1972

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m. on Wednesday, August 16, 1972, in the City Hall Council Chambers.

ROLL CALL

Present: Councilmen - KATNICH, PINKERTON,  
SCHAFFER & EHRHARDT  
(Mayor)

Absent: Councilmen - HUGHES

Also present: City Manager Graves, City Attorney Mullen, Public Works Director Jones and Planning Director Schroeder.

INVOCATION

The invocation was given by Mayor Ehrhardt.

MINUTES

The Minutes of July 19, 1972, were approved as written and mailed on motion of Councilman Katnich, Schaffer second.

On motion of Councilman Schaffer, Katnich second, the Minutes of July 26, 1972, were approved as written and mailed.

On motion of Councilman Schaffer, Pinkerton second, the Minutes of July 28, 1972, were approved as written and mailed.

PRESENTATIONS

EXPLORER  
P.O.S.T.

Police Chief Marc Yates introduced members and sponsors of the Lodi Police Department Explorer P.O.S.T. who were in the audience. Chief Yates explained this group was recently organized and consists of some thirty young people between the ages of 14 and 21. The sponsors are employees of the Police Department.

NISEI CIVIC  
SOCIETY -  
KOFU PARK  
SHADE  
STRUCTURE  
APPROVED  
22 40

Recreation and Parks Director Ed DeBenedetti introduced Mr. Ed Tanaka and Mr. Mas Okahara who were in the audience and representing the Lodi Nisei Civic Society.

Mr. Tanaka presented to the Council a proposal for construction of a shade structure over the seats at Kofu Park baseball diamond. He said the proposal had met with the approval of the Recreation Commission. He said the total estimated cost of the project was \$3,000. Mr. Tanaka said the Nisei Civic Society proposed to contribute \$2,000 for the cost of materials for the structure and suggested the remaining costs for labor be provided by the Parks Department.

Minutes of August 16, 1972, continued

Councilman Schaffer moved the Council go on record accepting the proposal as presented. The motion was seconded by Councilman Pinkerton and carried by unanimous vote.

LODI HOUSE  
REQUEST

cc 6

Mr. Jed Diamond, Coordinator of the San Joaquin County Office of Drug Abuse, addressed the Council requesting a financial contribution from the City of Lodi to the San Joaquin County Coordinated Drug Abuse Plan. He said the requested funds would be used for the support of the Lodi House. The request was for 1% of the law enforcement budget of the City of Lodi which would be \$6,241.

Mr. Thomas Bandelin, President of the Board of Directors of Lodi House, was in the audience and spoke in support of the request. Mr. Bandelin answered questions of the Council concerning the Lodi House staff.

Councilman Pinkerton questioned if the Lodi Unified School District was carrying out a drug abuse program in the school system. Mr. Bandelin explained that Lodi House programs were intended to only supplement whatever drug education was being offered in the schools.

Miss Arlene Ackerman, Director of Lodi House, discussed its activities stating it was involved in family assistance referral service, crisis intervention and community education. She answered questions of the Council concerning her background and education.

Police Chief Marcus Yates was in the audience and was asked if the Police Department called upon Lodi House for assistance. Police Chief Yates responded that the Department had made referrals to Lodi House.

After discussion, Councilman Schaffer moved discussion of the request for funds from the City of Lodi for support of Lodi House be continued to the meeting of September 6, 1972. The motion was seconded by Councilman Katnich and carried.

PUBLIC HEARINGS

SPECIFIC PLAN -  
TOKAY STREET  
BTWN S. FAIRMONT  
& VIRGINIA AVE.

RES. NO. 3664

cc 35(a)  
cc 300

Notice thereof having been published in accordance with law and affidavit of publication being on file in the office of the City Clerk, Mayor Ehrhardt called for the public hearing on the recommendation of the Planning Commission to adopt a Specific Plan for the future development of Tokay Street between South Fairmont Avenue and Virginia Avenue in accordance with Plan B as on file in the Office of the Public Works Director.

Planning Director Schroeder introduced the matter and presented a drawing of the Specific Plan as proposed.

Minutes of August 16, 1972, continued

The following persons spoke in favor of the proposed plan:

1. Dr. Frank Johnson, 402 West Elm Street, representing the Board of Directors of the Chamber of Commerce.
2. Mr. Sam Salas, 119 North Avena.
3. Attorney Stewart Adams, 121 West Pine Street, representing the estate of Ada Hutchins.

Attorney Robert K. Elliott, 228 West Pine Street, representing Mrs. Mamie Smith and Mrs. Eva Sturla, spoke in opposition to the proposal. Mr. Elliott said the proposed extension of Tokay Street would have an adverse affect on his clients' property and he felt it did not agree with the General Plan. He pointed out if the street is developed as proposed, his clients' property would decrease in value since it would be necessary to develop it in four different parcels. There being no other persons in the audience wishing to speak on the matter, the public portion of the hearing was closed.

After Council discussion, Councilman Katnich moved the adoption of Resolution No. 3664 recommending a Specific Plan for Tokay Street between South Fairmont Avenue and Virginia Avenue. The motion was seconded by Councilman Schaffer and carried.

SPECIFIC PLAN -  
L. SACTO RD.  
BTWN W. LODI  
& KETTLEMAN LANE

RES. NO. 3665  
CC 35(a)  
CC 300

Notice thereof having been published in accordance with law and affidavit of publication being on file in the office of the City Clerk, Mayor Ehrhardt called for the public hearing on the recommendation of the Planning Commission to adopt a Specific Plan for the future development of Lower Sacramento Road between West Lodi Avenue and Kettleman Lane.

Planning Director Schroeder introduced the matter and presented a drawing of the proposed Specific Plan.

There was no one in the audience wishing to speak on the matter and the public portion of the hearing was closed.

After discussion, on motion of Councilman Schaffer, Pinkerton second, the Council adopted Resolution No. 3665 recommending a Specific Plan for Lower Sacramento Road between West Lodi Avenue and Kettleman Lane.

RECESS

At approximately 10:00 p.m. the Mayor declared a five-minute recess and the Council reconvened at 10:05 p.m.

PLANNING COMMISSION

CC 35(c)

The City Manager gave the following report of the Planning Commission meeting of August 14, 1972:

## Minutes of August 16, 1972, continued

1. Approved the Tentative Map of the Hixson Tract, an approximate 2-acre, 10-lot subdivision on the south side of West Tokay Street at Alto Way with certain conditions.
2. Approved the request of Mr. Kenneth Lane for a Variance to reduce the front yard from 20 feet to 18 feet to permit the erection of upright supports for a roof over a front porch at 833 Holly Drive in an area zoned R-2, Single-Family Residential.
3. Approved the request of Mr. R. Rudy Wright for a Variance to reduce the street side yard from 10 feet to 5 feet to permit a swimming pool cabana to remain at 2333 Oxford Way in an area zoned R-2, Single-Family Residential.
4. Recommended the approval to the San Joaquin County Board of Zoning Adjustment of the request of Mr. William Sandeen for a Use Permit for mobilehome sales within an existing Mobilehome Park at the northeast corner of East Woodbridge Road and the U.S. 50-99 Freeway in an area zoned C-2, Commercial and I-PA, Interim-Protected Agricultural.
5. Recommended the approval to the San Joaquin County Board of Zoning Adjustment of the request of Bailey's Nursery, Inc., for a Use Permit for the construction of three green houses at an existing plant nursery on the West side of Wells Lane from 640 feet to 960 feet north of Harney Lane in an area zoned I-PA, Interim-Protected Agricultural.
6. Recommended the denial to the San Joaquin County Board of Zoning Adjustment of the request of Douglas Oil Company of a Use Permit to erect an automobile service station at the southeast corner of Lower Sacramento Road and Kettleman Lane (Highway 12) in an area zoned I-PA, Interim-Protected Agricultural because of the following guidelines concerning commercial development at the corner of two major streets:
  - a. Commercial development should consist of a shopping center and should be limited to one corner of an intersection; and
  - b. When a service station is proposed as part of a shopping center, it shall be included as part of the second or later stage of development. This assures the City that something more than a service station will be developed.

## COMMUNICATIONS

ABC LICENSE  
CC 7 (9)

An application for alcoholic beverage license was received for Lap Cheung Wong and Moon Foo Wong, Rice Bowl, 408 West Lodi Avenue, on-sale beer and wine, eating place, new license.

Minutes of August 16, 1972, continued

T. BORIACK &  
L. HODGES -  
REQUESTS  
WATER

CC 183 (g)

The City Clerk presented a request from Mr. and Mrs. Theodore Boriack, 6051 East Pine Street, and Mrs. Lillian Hodges, 6093 East Pine Street, requesting permission for temporary connection to the City's water system. In accordance with the City ordinance, the charge for the service outside the City limits would be one and one-half times the City's water rates. Councilman Schaffer moved the request be approved subject to (1) execution of the City's standard agreement, and (2) approval of that agreement by the City Attorney, and (3) said agreement to be recorded with the County Recorder. The motion was seconded by Councilman Katnich and carried.

LODI HOUSE

CC 6

The City Clerk reported to the Council that seventeen letters had been received urging the City Council support Lodi House.

#### REPORTS OF THE CITY MANAGER

CLAIMS

CC 21 (a)

Claims in the amount of \$190,942.22 were approved on motion of Councilman Katnich, Pinkerton second.

PLANS & SPECS -  
SUBDIVISION  
PAVING - 1972

CC 12.1 (c)  
CC 46

On motion of Councilman Schaffer, Katnich second, the City Council approved plans and specifications for subdivision Paving for fiscal year 1972 and authorized advertising for bids thereon.

LCC VOTING  
DELEGATE

CC 7 (i)

City Manager Graves reported that correspondence had been received from the League of California Cities requesting that each City Council designate a voting delegate and an alternate voting delegate for the business session at the Annual League Conference in Anaheim in October.

Councilman Schaffer moved that Mayor Ehrhardt be designated as the City's voting delegate and Vice Mayor Hughes the alternate voting delegate. The motion was seconded by Councilman Pinkerton and carried by unanimous vote.

CCCJ GRANT  
RES. NO. 3666

CC 7 (g)  
CC 300

On motion of Councilman Schaffer, Pinkerton second, the City Council adopted Resolution No. 3666 requesting second-year funding of the Grant for California Council on Criminal Justice Planning and Development Project.

QUONSET  
HUT USE

CC 6  
CC 1 (a)

City Manager Graves explained that the City had previously received requests from the Ecology Action group and Junior Achievement of Lodi, Inc. for permission to use the City-owned quonset hut located on North Stockton Street. He reported that the two groups had worked out an arrangement whereby both groups could use the facility. He explained this would involve the present user, the lapidary group sponsored by the Adult Division of the Lodi Unified School District, moving to another location. He said arrangements had been made for the lapidary group to use a portion of the Boy Scout building and this was agreeable with the School District.

Minutes of August 16, 1972, continued

The Council then authorized, on motion of Councilman Schaffer, Katnich second, the use of the Quonset Hut by the Ecology Action group and Junior Achievement of Lodi, Inc. as outlined by the City Manager.

1972-73 CAPITAL  
IMPROVEMENT &  
UTILITY OUTLAY  
BUDGET

ORD. NO. 981

CC 21(6)  
CC 149

The City Manager presented the proposed 1972-73 Capital Improvement and Utility Outlay Budget for Council review. The Council reviewed and discussed the proposed budget. On motion of Councilman Katnich, Schaffer second, the Council introduced Ordinance No. 981 adopting the Capital Improvement and Utility Outlay Budget for the City of Lodi for the fiscal year beginning July 1, 1972, and ending June 30, 1973, as presented.

1972-73  
TAX RATE

RES. NO. 3667

CC 177  
CC 360

Councilman Schaffer moved the adoption of Resolution No. 3667 fixing the tax rate for fiscal year 1972-73 as follows:

General Fund	\$0.98
Pension Fund	\$0.20
Storm Drain Fund	\$0.20
Library Fund	\$0.20
Library Construction Fund	\$0.10
	<u>\$1.68</u>

The motion was seconded by Councilman Katnich and carried.

PLANS & SPECS -  
RECONSTRUCT  
VINE STREET

CC 121(12)

On motion of Councilman Schaffer, Pinkerton second, the City Council approved plans and specifications for reconstruction of Vine Street from Mills Avenue to Ham Lane and authorized advertising for bids thereon.

ORDINANCES

REZONE 8 ACRES  
N OF ALMOND DR.  
W OF CHEROKEE  
TO R-HD DISTRICT

ORD. NO. 980  
ADOPTED

53(6)  
149

ORDINANCE NO. 980, entitled, "AN ORDINANCE AMENDING THE OFFICIAL DISTRICT MAP OF THE CITY OF LODI AND THEREBY REZONING AN APPROXIMATE 8-ACRE PARCEL ON THE NORTH SIDE OF ALMOND DRIVE BETWEEN 657.60 FEET AND 1030 FEET WEST OF THE CENTERLINE OF CHEROKEE LANE TO BE IN THE R-HD, HIGH DENSITY, MULTIPLE-FAMILY RESIDENTIAL DISTRICT," having been introduced at a regular meeting on August 2, 1972, was brought up for passage on motion of Councilman Katnich, Schaffer second. Second reading was omitted after reading by title, the ordinance was then passed, adopted and ordered to print by the following vote:

Ayes: Councilmen - Katnich, Pinkerton,  
Schaffer and Ehrhardt

Noes: Councilmen - None

Absent: Councilmen - Hughes


Minutes of August 16, 1972

SPUR/ABAG  
WASTE DISPOSAL  
CC 54

Mayor Ehrhardt and City Manager Graves reported to the Council on a recent meeting of the Association of Bay Area Governments which they attended in Oakland concerning solid wastes disposal.

ADJOURNMENT

There being no further business, the meeting was adjourned at approximately 11:42 p.m. on motion of Councilman Katnich.

Attest:   
BESSIE L. BENNETT  
City Clerk